

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

RONA HAWKES,

Plaintiff,

v.

MICHAEL J. ASTRUE,
Commissioner of Social Security,

Defendant.

CASE NO. C06-5505 FDB

ORDER ADOPTING REPORT AND
RECOMMENDATION REMANDING
FOR FURTHER ADMINISTRATIVE
PROCEEDINGS

This matter comes before the Court on the Report and Recommendation of the Magistrate Judge that the decision of the Commissioner determining Ms. Hawkes to not be disabled be remanded to the Commissioner for further administrative proceedings with another Administrative Law Judge (ALJ) assigned to the matter. The Commissioner has not filed an objection.

The Court, having reviewed plaintiff's complaint, the Report and Recommendation of Judge J. Kelley Arnold, United States Magistrate Judge, and the remaining record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation;
- (2) the ALJ erred as described in the report;
- (3) the matter is therefore **REMANDED** to the administration for further consideration as directed in the report; and
- (4) The Clerk is directed to send copies of this Order to Plaintiff's counsel, Defendant's counsel and Magistrate Judge J. Kelley Arnold.

DATED this 25th day of May, 2007



FRANKLIN D. BURGESS
UNITED STATES DISTRICT JUDGE